

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF DOE VALLEY)	
UTILITIES, INC. FOR)	
DETERMINATION AS TO)	
JURISDICTIONAL STATUS OF)	CASE NO. 2003-00360
DOE VALLEY UTILITIES, INC.)	
AND ADDITIONAL OR)	
ALTERNATIVE DETERMINATIONS)	

O R D E R

Doe Valley Utilities, Inc. (“Doe Valley”) has filed an application requesting, among other things, that the Commission determine that Doe Valley is not a public utility as defined in KRS 278.010 and is, therefore, non-jurisdictional to the Commission. On November 12, 2003, the Commission issued a procedural schedule for all parties, and on December 24, 2003, the Commission set this matter for a formal hearing on January 27, 2004.

On January 16, 2004, Doe Valley filed a motion for a general continuance, stating that the composition of the Doe Valley Association, Inc. (“DVA”) and that of Doe Valley have changed and that it is necessary to have additional time in which to determine who will prepare the testimony. After Doe Valley and DVA meet on January 26, 2004 to discuss issues, they will file a status report with the Commission.

The Commission finds that due to the change in the makeup of the utility board and the DVA board, it is necessary to suspend the procedural schedule and cancel the formal hearing before the Commission.

The Commission, having been sufficiently advised, HEREBY ORDERS that:

1. The motion of Doe Valley for a continuance is granted.
2. The procedural schedule set forth as Appendix A to the Order dated November 21, 2003 is hereby suspended pending further Orders of the Commission.
3. The formal hearing scheduled for January 27, 2004 is cancelled, and Doe Valley shall give notice of the cancellation.
4. An informal conference with Commission Staff is scheduled for February 6, 2004 at 10:30 a.m., Eastern Standard Time, in Conference Room 1 of the Commission offices at 211 Sower Boulevard, Frankfort, Kentucky.
5. The parties shall bring all documents to support their position and shall be represented by counsel or a corporate officer authorized to enter into any settlement agreement or procedural schedule.
6. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

Done at Frankfort, Kentucky, this 22nd day of January, 2004.

By the Commission

ATTEST:


Executive Director